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10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA  
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14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 MICHAEL LOFTON,

18 Defendant.  
19 \_\_\_\_\_

2:12-MJ-0138-PAL-PAL

MOTION TO DISMISS  
CRIMINAL COMPLAINT

20 The United States of America by Daniel G. Bogden, United States Attorney for  
21 the District of Nevada, and Kimberly M. Frayn, Assistant United States Attorney, requests  
22 pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, that the Court enter an  
23 order allowing the government to dismiss without prejudice the charges brought against  
24  
25  
26

1 defendant **MICHAEL LOFTON** which are contained in Criminal Complaint 2:12-MJ-0138-  
2 PAL-PAL. Instead, the government will proceed against defendant MICHAEL LOFTON on  
3 the charges brought by Indictment in 2:12-CR-0004-JCM-GWF.

4  
5 DATED this \_21st\_\_ day of March, 2012.

6  
7 Respectfully submitted,

8 DANIEL G. BOGDEN  
9 United States Attorney

10 /s/ Kimberly M. Frayn  
11 KIMBERLY M. FRAYN  
12 Assistant United States Attorney

13 Certificate of Service

14 I, Kimberly M. Frayn, do hereby certify that I am an employee of the Organized  
15 Crime Strike Force, United States Attorney's Office, District of Nevada, and that on February  
16 17, 2012, I served a copy of the following:

17 MOTION TO DISMISS CRIMINAL COMPLAINT and proposed ORDER OF DISMISSAL  
18 upon the defendant's counsel of record by electronic means through ECEMF

19 DATED: March 21, 2012

20 /s/Kimberly M. Frayn  
21 KIMBERLY M. FRAYN  
22 Assistant United States Attorney

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Plaintiff,

v.

**MICHAEL LOFTON,**

Defendant.

2:12-MJ-0138-PAL-PAL

ORDER FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and upon leave of Court, the United States Attorney for the District of Nevada hereby dismisses without prejudice the charges brought against defendant **MICHAEL LOFTON** that are contained the above-captioned Criminal Complaint.

Respectfully submitted,

DANIEL G. BOGDEN  
United States Attorney

/s/ Kimberly M. Frayn  
KIMBERLY M. FRAYN  
Assistant United States Attorney

Leave of Court is granted for the filing of the foregoing dismissal.

DATED this 14<sup>th</sup> day of March 2012

  
HONORABLE PEGGY A. LEEN  
UNITED STATES MAGISTRATE COURT JUDGE